

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.*  
State Engineer

Plaintiff,

vs.

ROMAN ARAGON, *et al.*,

Defendants.

69cv07941-BB

RIO CHAMA STREAM SYSTEM  
Sections 3 and 7

**APPLICATION FOR ENTRY OF DEFAULT**

COMES NOW the plaintiff State of New Mexico, *ex. rel.* State Engineer, and requests the Clerk of the Court, pursuant to F. R. Civ. P. 55(a) to enter the default of the following named defendants and each of them for failure to answer or otherwise plead; and the undersigned certifies that no answer, appearance, or other pleading has been served upon plaintiff's attorneys.

<u>Defendant</u>	<u>Subfile No.</u>	<u>proof of service filed</u>
Chris Martinez	CHRB-004-0042	July 24, 2007 (Doc. 8745)
Chris Montaño	CHCJ-002-0050 CHCJ-003-0030	December 26, 2001 (Doc. 6470)
<u>Defendant</u>	<u>Subfile No.</u>	<u>waiver of service of summons filed</u>
Ensenada MDWCA	CHRB-004-0062	April 9, 2002 (Doc. 6603)

Dated: December 5, 2007

Respectfully submitted,

/s/ Ed Newville  
EDWARD G. NEWVILLE  
Special Assistant Attorney General

Office of State Engineer  
P.O. Box 25102  
Santa Fe, NM 87504-5102  
(505) 867-7444 phone  
(505) 867-2299 facsimile

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 5 day of December, 2007 I filed the foregoing electronically through the CM/ECF system which caused the parties on the electronic service list, as more fully set forth in the Notice of Electronic Filing, to be served via electronic mail, and served the following non-CM-ECF participants in the manner indicated:

via first class mail, postage prepaid addressed as follows:

Chris Martinez  
P.O. Box 271  
Tierra Amarilla, NM 87575

Chris Montano  
5454 Monterey Cove NW  
Albuquerque, NM 87114

Ensenada Mutual Water Consumers' Association  
Tess Casados  
P.O. Box 32  
Tierra Amarilla, NM 87575

/s/ Ed Newville  
EDWARD G. NEWVILLE